



ETLI.P-002-US
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert L. Jaffe

Serial No.: 09/086,138

Examiner: R. Gitomer

Filed: May 18, 1998

Art Unit: 1623

For: DETERMINATION OF CYTOTOXIC SUBSTANCES IN WHOLE
EFFLUENT SAMPLES

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2nd AFTER FINAL AMENDMENT

Asst. Commissioner for Patents

Washington, D.C. 20231

Sir:

Responsive to the Official Action mailed February 18, 2000, and with respect to the Notice of Appeal filed August 21, 2000 and the enclosed Appeal Brief for the above-captioned application, please make the following amendments:

In the claims:

In claim 11, line 1, delete "5" and insert - -7- -.

REMARKS

This is in response to the Official Action mailed February 18, 2000 for the above-captioned application. Reconsideration of the application in view of the following remarks is respectfully requested.

Claim 11 has been amended to correct the dependency. Applicant submits that the skilled artisan would have known that claim 11 should depend from claim 7 instead of five, because claim 11 recites "a third culture" (line 3) and claim 7 recites "a second

I hereby certify that this paper and the attachments named herein are being deposited with the United States Postal Service as first class mail in an envelope addressed to Asst. Commissioner for Patents, Washington, D.C. 20231 on October 23, 2000.

October 23, 2000
Date of Signature

Nancy J. Parsons